

Message Text

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ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-10 NSAE-00 FAA-00 L-03 SSO-00
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FM AMEMBASSY ROME

TO SECSTATE WASHDC IMMEDIATE 1079

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E.O. 11652 N/A

TAGS: EAIR, IT

SUBJ: CIVAIR: MFA NOTE REJECTS PAN AM AND TWA FARES

1. EMBASSY RECEIVED ON MARCH 6 MFA NOTE 079/4023 DATED
MARCH 2 WHICH REJECTS PAN AM AND TWA BUDGET FARES. AN
UNOFFICIAL TRANSLATION OF THE TEXT IS PROVIDED IN PARA 2.

2. BEGIN TEXT. THE MINISTRY OF FOREIGN AFFAIRS HAS THE
HONOR OF STATING THAT: 1) BY LETTER OF FEBRUARY 8, 1978
PAN AM COMMUNICATED TO THE RESPONSIBLE ITALIAN AUTHORITIES
ITS INTENTION TO MODIFY PASSENGER FARES FROM ITALY TO THE
USA AND VICE VERSA BEGINNING APRIL 1, 1978 (ENCLOSURE 1).
THE ITALIAN SIDE MAINTAINS THAT THIS IS NOT A QUESTION OF
PRESENTATION OF NEW FARES BUT OF MODIFICATIONS TO FARES
NEVER APPROVED BY THE ITALIAN GOVERNMENT (SUCH AS THE
BUDGET TARIFF), FARES WHICH ALREADY HAVE BEEN THE SUBJECT OF
NOTIFICATION OF "DISSATISFACTION" BY ITALY BASED ON SUB-
PARAGRAPH D OF ART. 10 OF THE EXISTING AIR AGREEMENT.
IN ANY CASE, IF THE MODIFICATIONS PROPOSED BY PAN
AM ARE INTENDED AS A REGULAR PRESENTATION OF NEW FARES TO
BE APPLIED BEGINNING APRIL 1, 1978, THIS MINISTRY
EXPRESSES ITS DISSATISFACTION UNDER SUBPARAGRAPH D OF
ART. 10 OF THE EXISTING AIR AGREEMENT. MOREOVER, THE
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EMBASSY IS ASKED TO REQUEST THAT PAN AM SUBMIT FOR
CIVILAVIA'S APPROVAL THE ENTIRE NEW FARE STRUCTURE WHICH
IT INTENDS TO APPLY BEGINNING ON APRIL 1, 1978, WITH THE
EXCLUSION OF THE BUDGET FARE WHICH ALREADY HAS BEEN THE
SUBJECT OF CONSULTATIONS HELD IN WASHINGTON FROM JANUARY
23 TO 27, 1978.

2) BY LETTER OF FEBRUARY 15, 1978 TWA SUBMITTED FOR THE APPROVAL OF THE RESPONSIBLE ITALIAN AUTHORITIES A TARIFF PACKAGE WHICH IT WOULD APPLY ON ITS ITALY-UAA AND VICE VERSA SERVICES FROM APRIL 1, 1978 TO MARCH 31, 1979. THAT PACKAGE ALSO INCLUDES THE BUDGET FARE WHICH EQUALLY HAS BEEN THE SUBJECT OF NOTIFICATION OF DISATISFACTION BY ITALY ON THE BASIS OF SUBPARAGRAPH D OF ART. 10 OF THE EXISTING AIR AGREEMENT.

THIS MINISTRY, THEREFORE, EXPRESSES ITS DISATISFACTION UNDER SUBPARAGRAPH D OF ART 10 OF THE EXISTING AIR AGREEMENT IN RELATION TO THE CITED FARE PACKAGE PRESENTED BY TWA EFFECTIVE APRIL 1, 1978.

3) IN REGARD TO THE CURRENT FARE SITUATION, HOWEVER, THIS MINISTRY POINTS OUT THAT DESPITE EXPLICIT NOTICE OF "DISSATISFACTION" AND ALTHOUGH THE PROCEDURES PROVIDED FOR IN ART. 10 OF THE EXISTING AIR AGREEMENT HAVE BEEN FOLLOWED--INCLUDING THE ATTEMPT TO REACH AN AGREEMENT THROUGH CIVIL AIR CONSULTATIONS UNDER SUBPARAGRAPH D OF THE AFORECITED ART. 10 (CONVERSATIONS WHICH DID NOT LEAD TO ANY AGREEMENT), THE AFOREMENTIONED U.S. COMPANIES CONTINUE TO APPLY FARES NOT APPROVED BY THE RESPONSIBLE ITALIAN AUTHORITIES IN THAT THE CONDITIONS UPON WHICH APPROVAL DEPENDED HAVE NOT COME ABOUT (NON SI SONO VERIFICATE).

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IT WILL BE APPRECIATED, THEREFORE, IF THE EMBASSY REQUESTS TWA AND PAN AM TO CEASE APPLICATION, UNDER SUBPARAGRAPH G OF ART. 10 OF THE AIR AGREEMENT, OF RATES IN DISPUTE, ESPECIALLY THE BUDGET, EFFECTIVE AS OF THIS COMMUNICATION. (COURTESY CLOSE) END TEXT.

3. EMBASSY HAS NOTIFIED PAN AM AND TWA OF CONTENTS OF MFA NOTE. PAN AM MANAGER STATES HE HAS JUST RECEIVED INSTRUCTIONS TO REFILE FULL RANGE OF FARES INCLUDING BUDGET FARE WITH CIVILAVIA. EMBASSY DOES NOT KNOW TWA PLANS.

4. COMMENT. MFA NOTE APPEARS TO REPRESENT A HARDENING OF GOI POSITION ON FARES, BUT WE HAVE NO INDICATION AS YET THAT GOI INTENDS TAKE YET STIFF MEASURES. HOLMES

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Message Attributes

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Draft Date: 07 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
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